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IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION No.5616 / 2005

PETITIONER

P.R. No. 5723 dt. 29/9/05
Presented by Shri Maheshwari
dated 29/9/05

Smt. Seema Patel, D/o. Baldev Bhai Patel, Aged about-33 years, Occupation- Multipurpose Health Worker (Female), R/o. Behind High School, Korba Road, Balouda, District-Janjgir-Champa (C.G.).

VERSUS

RESPONDENTS

1- The State of Chhattisgarh, Through : Director, Health Services, Mantralaya, Raipur (C.G.).

2- Chief Medical and Health Officer, Janjgir-Champa, District-Janjgir-Champa (C.G.).

3- Collector, Janjgir-Champa, District-Janjgir-Champa (C.G.).

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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आदेश पत्रक

Writ. Pet. No. 5616/2005

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

8-12-2005

Shri Rakesh Kumar Jha, counsel for the petitioner.

Shri Vivek Sharma, Panel Lawyer for the State, on advance copy.

Heard.

Counsel for the petitioner submits that the petitioner has been transferred by order dated 31-8-2005 during the ban period without the concurrence or approval of the Minister, which is in contravention to the policy. He further submits that for the present the petitioner may be given an opportunity to file a representation to the competent authorities of the respondents which may be considered on its own merits.

The prayer is not opposed by the State Counsel.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising her grievances before the competent authority of respondents along with a copy of the petition and this order within 15 days and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within two months from the date of receipt of the representation. It is made clear that if any grievance remains, the petitioner may avail the remedy available under the law.

Counsel further submits that the petitioner has not been relieved and she may beallowed to continue till the decision of the representation.

It is directed that if the petitioner has not been relieved, the she may be allowed to continue till the representation is decided.

With the aforesaid observations, this petition stands disposed of.

Consequently M.W.P.No. 4466/2005 and I.A. No. 9477/2005 also stand disposed of.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

patkar

13.12.05

3/3/11

[पीछे देखिये